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In re Application of: VAREL et al

Application No.: 10/076,648

Filing Date: 2/19/2002

Title: Removable mortar mixer
bearing and seal assembly

Direct to: Box Reconstruction
United States Patent and Trademark Office
Washington, DC 20231

NOTICE UNDER 37 CFR 1.251 - Pending Application

Statement (check the appropriate box):

☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

March 24, 2005
Date

Harvey B Jacobson Jr.
Signature

HARVEY B. JACOBSON, JR./Req.No. 20,851
Typed or printed name

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



UNITED STATES
PATENT AND
TRADEMARK OFFICE

APRIL 22, 2002

PTAS

Chief Financial Officer and Chief Administrative Officer
Washington, DC 20231
www.uspto.gov

JACOBSON HOLMAN PLLC
HARVEY B. JACOBSON, JR.
400 SEVENTH STREET, N.W.
WASHINGTON, DC 20004



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/19/2002

REEL/FRAME: 012608/0133
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

VAREL, EDWARD A.

DOC DATE: 02/14/2002

ASSIGNOR:

BESWICK, WILLIAM J.

DOC DATE: 02/15/2002

ASSIGNEE:

STONE CONSTRUCTION EQUIPMENT, INC.
32 EAST MAIN STREET
HONEOYE, NEW YORK 14471

SERIAL NUMBER: 10076648
PATENT NUMBER:

FILING DATE: 02/19/2002
ISSUE DATE:

SAUNDRA BALLENGER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

02-28-2002

Washington, D.C. 20231

FORM PTO-1619A

RECOI

(Rev. 6-99)

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original document or copy thereof.

1. Submission Type

☒ New☐ Resubmission (Non-Recordation)

Document ID #

☐ Correction of PTO Error

Reel # Frame #

☐ Corrective Document

Reel # Frame #

2. Name of Conveying Party(ies):

VAREL, Edward A.

BESWICK, William J.

Additional Name(s) of conveying party(s) attached? ☐ Yes ☒ No

3. Name and Address of Receiving Party(ies):

Name: Stone Construction Equipment, Inc.Street Address: 32 East Main StreetCity: HoneoyeState/Country: New York Zip: 14471Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other:Execution Dates: 02142002 & 02152002

5. Application number(s) or patent number(s):

If this document is being filed together with a new application,

☒ the first execution date of the application is: 02142002☒ the filing date of the application is: 02192002

A. Patent Application No.(s)

B. Patent No.(s)

6 Name and address of party to whom correspondence concerning this matter should be mailed:

CUSTOMER NUMBER 00136

or

JACOBSON HOLMAN PLLC400 Seventh Street, N.W.Washington, DC 20004Tel. 202-638-6666Attorney Docket No. P67273US0

7. Number of applications and patents

1

8. Total fee (37 CFR 3.41)

\$ 40.00☒ Enclosed☒ Any deficiencies in enclosed fees are authorized to be charged to deposit account 06-1358

DO NOT USE THIS SPACE

10. Statement and Signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Harvey B. Jacobson, Jr., Reg. #20,851

Name of Person Signing/ Reg. #

Harvey B. Jacobson, Jr.

Signature

February 19, 2002

Date

Total number of pages excluding cover sheet:

4

10/076648

02/19/02

ASSIGNMENT

WHEREAS, Edward A. Varel, a U.S. citizen residing at 284 Elmwood Terrace, Rochester, New York 14620 and William J. Beswick, a U.S. citizen residing at 34 South Street, LeRoy, New York 14482 (hereinafter "Assignors"), have invented certain new and useful improvements in REMOVABLE MORTAR MIXER BEARING AND SEAL ASSEMBLY, for which an application for United States Letters Patent, was filed on , and assigned U.S. Serial No. (Atty. Dkt. No. P67273US0); and

WHEREAS, Stone Construction Equipment, Inc., a New York corporation located at 32 East Main Street, Honeoye, New York 14471 (hereinafter "Assignee"), is desirous of acquiring the entire right, title and interest in and to the said invention, and in and to the said application and any Letters Patent that may issue thereon, and Assignors are desirous of assigning their entire right, title and interest in and to the said invention and in and to the said application, and any Letters Patent that may issue thereon.

NOW, THEREFORE, for and in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, Assignors do hereby sell, assign and transfer to Assignee, its successors and assigns, the entire right, title and interest in and to the said invention and in and to the said application and all patents which may be granted therefor, and all divisions, reissues, substitutions, reexaminations,

continuations and extensions thereof; and Assignors hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, to Assignee.

Assignors also hereby sell and assign to Assignee, its successors and assigns, all foreign rights to the invention disclosed in said application, in all patent-granting countries of the world, including the right to file applications and obtain patents for said invention in its own name in said countries, including all rights of priority under the terms of the International Convention for the Protection of Industrial Property, and further agree to execute any and all patent applications, assignments, affidavits, and any other papers in connection therewith necessary to perfect such patent rights.

Assignors hereby covenant and agree that, at the time of execution and delivery of this instrument, they are the lawful owner of the complete right, title and interest in and to said Letters Patent above mentioned, and the invention thereof, and their interest is unencumbered and that they have good and full right and lawful authority to sell and convey its interest in the manner set forth herein.

Assignors hereby further agree to communicate to Assignee, its successors, assigns and representatives, any facts known respecting any improvements, and at the request and expense of Assignee, to testify in any legal proceedings, sign all lawful

papers, execute all divisional, continuation, reissue, reexamination and substitute applications, make all lawful oaths, and generally do everything possible to aid Assignee, its successors, assigns and representatives to obtain and enforce proper patent protection for said invention in all countries.

Assignors hereby grant Harvey B. Jacobson, Jr.; John C. Holman; Michael R. Slobasky; Jonathan L. Scherer; and Irwin M. Aisenberg (Registration Nos. 20,851, 22,769, 26,421, 29,851, and 19,007, respectively) the power to insert on this Assignment any further identification which may be necessary or desirable in order to identify the related application, or otherwise comply with the rules of the United States Patent and Trademark Office, for recordation of this document.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 14th day of February, 2002.

Edward A. Varel
Edward A. Varel

State of New York)
) ss
County of Ontario)

14th day of February, 2002. Subscribed and sworn to before me, a Notary Public, this

Rose Mary K. Luther
NOTARY PUBLIC

My Commission Expires:

SIGNATURES CONT'D

ROSE MARY K. LUTHER
Notary Public, State of New York
No. 01LU5045231
Qualified in Ontario County
Commission Expires June 12, 2003

William J. Beswick
William J. Beswick

State of New York)
) ss
County of Ontario)

Subscribed and sworn to before me, a Notary Public, this
15 day of February, 2002.

Deborah E. Rought
NOTARY PUBLIC

My Commission Expires:

DEBORAH E. ROUGHT
NOTARY PUBLIC, State of New York
Ontario County Reg #01RO6032768
Commission Expires 11/08/ 2005

FORM PTO-1619A

RECORDATION FORM COVER SHEET




U.S. DEPARTMENT OF COMMERCE

(Rev. 6-99)

PATENTS ONLY

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original document or copy thereof.

1. Submission Type <input checked="" type="checkbox"/> New <input type="checkbox"/> Resubmission (Non-Recordation) Document ID # _____ <input type="checkbox"/> Correction of PTO Error Reel # _____ Frame # _____ <input type="checkbox"/> Corrective Document Reel # _____ Frame # _____		2. Name of Conveying Party(ies): VAREL, Edward A. BESWICK, William J. Additional Name(s) of conveying party(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
3. Name and Address of Receiving Party(ies): Name: <u>Stone Construction Equipment, Inc.</u> Street Address: <u>32 East Main Street</u> City: <u>Honeoye</u> State/Country: <u>New York</u> Zip: <u>14471</u> Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		4. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: _____ Execution Dates: <u>02142002 & 02152002</u>				
5. Application number(s) or patent number(s): If this document is being filed together with a new application, <input checked="" type="checkbox"/> the first execution date of the application is: <u>02142002</u> <input checked="" type="checkbox"/> the filing date of the application is: <u>02192002</u>						
A. Patent Application No.(s)		B. Patent No.(s)				
6 Name and address of party to whom correspondence concerning this matter should be mailed: <u>CUSTOMER NUMBER 00136</u> or <u>JACOBSON HOLMAN PLLC</u> <u>400 Seventh Street, N.W.</u> <u>Washington, DC 20004</u> <u>Tel. 202-638-6666</u> Attorney Docket No. <u>P67273US0</u>		7. Number of applications and patents <u>1</u> 8. Total fee (37 CFR 3.41) \$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Any deficiencies in enclosed fees are authorized to be charged to deposit account <u>06-1358</u>				
DO NOT USE THIS SPACE						
10. Statement and Signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. <table border="0" style="width: 100%;"><tr><td style="width: 35%;"><u>Harvey B. Jacobson, Jr., Reg. #20,851</u> Name of Person Signing/ Reg. #</td><td style="width: 35%; text-align: center;"> Signature</td><td style="width: 30%; text-align: center;"><u>February 19, 2002</u> Date</td></tr></table> Total number of pages excluding cover sheet: <u>4</u>				<u>Harvey B. Jacobson, Jr., Reg. #20,851</u> Name of Person Signing/ Reg. #	 Signature	<u>February 19, 2002</u> Date
<u>Harvey B. Jacobson, Jr., Reg. #20,851</u> Name of Person Signing/ Reg. #	 Signature	<u>February 19, 2002</u> Date				

ASSIGNMENT

WHEREAS, Edward A. Varel, a U.S. citizen residing at 284 Elmwood Terrace, Rochester, New York 14620 and William J. Beswick, a U.S. citizen residing at 34 South Street, LeRoy, New York 14482 (hereinafter "Assignors"), have invented certain new and useful improvements in REMOVABLE MORTAR MIXER BEARING AND SEAL ASSEMBLY, for which an application for United States Letters Patent, was filed on , and assigned U.S. Serial No. (Atty. Dkt. No. P67273US0); and

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NOW, THEREFORE, for and in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, Assignors do hereby sell, assign and transfer to Assignee, its successors and assigns, the entire right, title and interest in and to the said invention and in and to the said application and all patents which may be granted therefor, and all divisions, reissues, substitutions, reexaminations,

continuations and extensions thereof; and Assignors hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, to Assignee.

Assignors also hereby sell and assign to Assignee, its successors and assigns, all foreign rights to the invention disclosed in said application, in all patent-granting countries of the world, including the right to file applications and obtain patents for said invention in its own name in said countries, including all rights of priority under the terms of the International Convention for the Protection of Industrial Property, and further agree to execute any and all patent applications, assignments, affidavits, and any other papers in connection therewith necessary to perfect such patent rights.

Assignors hereby covenant and agree that, at the time of execution and delivery of this instrument, they are the lawful owner of the complete right, title and interest in and to said Letters Patent above mentioned, and the invention thereof, and their interest is unencumbered and that they have good and full right and lawful authority to sell and convey its interest in the manner set forth herein.

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papers, execute all divisional, continuation, reissue, reexamination and substitute applications, make all lawful oaths, and generally do everything possible to aid Assignee, its successors, assigns and representatives to obtain and enforce proper patent protection for said invention in all countries.

Assignors hereby grant Harvey B. Jacobson, Jr.; John C. Holman; Michael R. Slobasky; Jonathan L. Scherer; and Irwin M. Aisenberg (Registration Nos. 20,851, 22,769, 26,421, 29,851, and 19,007, respectively) the power to insert on this Assignment any further identification which may be necessary or desirable in order to identify the related application, or otherwise comply with the rules of the United States Patent and Trademark Office, for recordation of this document.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 14th day of February, 2002.

Edward A. Varel
Edward A. Varel

State of New York)
) ss
County of Ontario)

14th Subscribed and sworn to before me, a Notary Public, this
day of February, 2002.

Rose Mary K. Luther
NOTARY PUBLIC

My Commission Expires:

SIGNATURES CONT'D

ROSE MARY K. LUTHER
Notary Public, State of New York
No. 01LU5045231
Qualified in Ontario County
Commission Expires June 12, 2003

William J. Beswick
William J. Beswick

State of New York)
) ss
County of Ontario)

Subscribed and sworn to before me, a Notary Public, this
15 day of February, 2002.

Deborah E. Rought
NOTARY PUBLIC

My Commission Expires:

DEBORAH E. ROUGHT
NOTARY PUBLIC, State of New York
Ontario County Reg #01RO6032768
Commission Expires 11/08/ 2005

Att'y Docket: P67273US0
Serial No.: New Application
Applicant: VAREL et al.
Filing Date: February 19, 2002

Today's Date: February 19, 2002

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☒ 23 pp. Specification, including 12 Claims and Abstract
- ☒ Drawings 2 Sheets
- ☒ Combined Declaration and Power of Attorney
- ☒ Small Entity Declaration
- ☒ Assignment document and cover letter (4 sheets)

☒ Check for \$ 410.00 Check No. 56908

DUE DATE: February 19, 2002

JACOBSON HOLMAN PLLC
400 SEVENTH STREET, NW
WASHINGTON, DC 20004

EARLY SERIAL NO. _____
HBJ/cmf





Att'y Docket: P67273US0
Serial No.: New Application
Applicant: VAREL et al.
Filing Date: February 19, 2002

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JACOBSON HOLMAN PLLC
400 SEVENTH STREET, NW
WASHINGTON, DC 20004



HBJ/cmf



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/076,648	02/19/2002	Edward A. Varel	P67273US0

00136
JACOBSON HOLMAN PLLC
400 SEVENTH STREET N.W.
SUITE 600
WASHINGTON, DC 20004

CONFIRMATION NO. 2587



Title: Removable mortar mixer bearing and seal assembly

Publication No. US-2003-0156771-A1
Publication Date: 08/21/2003

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently <http://www.uspto.gov/patft/>.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (703) 308-9726 or (800) 972-6382, by facsimile at (703) 305-8759, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently <http://pair.uspto.gov/>. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

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